

FISCAL NOTE

HB 3111 - SB 3647

February 15, 2008

SUMMARY OF BILL: Authorizes any individual to file a complaint with the Department of Labor and Workforce Development alleging that an employer is employing illegal aliens. Current law requires such complaints to be made by a state or local governmental agency, officer, employee, or entity. Any complaint deemed, through the department's investigation, to contain a false statement, be frivolous, be vexatious, or solely for the purposes of harassment shall be subject to prosecution for perjury.

ESTIMATED FISCAL IMPACT:

Increase State Revenue – Not Significant
Increase State Expenditures - \$ 82,600/One-Time
\$754,000/Recurring

Assumptions:

- Any perjury convictions will be misdemeanor convictions.
- A small increase in cases in the court system resulting from perjury convictions, which will result in additional state expenditures for processing the cases and additional state revenue from fees, taxes and costs collected. These expenditures and revenue are estimated to be not significant.
- The Department of Labor and Workforce Development will require a new assistant director to coordinate the investigation of complaints. The total increase in recurring state expenditures for the position is estimated to be \$62,400 (salary \$41,000, benefits \$13,940, travel \$3,000, office space \$2,160, telephone \$600, network costs \$1,200, PC replacement fund \$500). One-time expenditures for the position are estimated to be \$5,900 (office landscaping \$3,600, PC \$2,000, supplies \$300).
- The department will need one additional staff attorney for consultation with staff regarding such complaints. The total increase in recurring state expenditures for the position is estimated to be \$72,980 (salary \$45,000, benefits \$20,520, travel \$3,000, office space \$2,160, telephone \$600, network costs \$1,200, PC replacement fund \$500). One-time

expenditures for the position are estimated to be \$5,900 (office landscaping \$3,600, PC \$2,000, supplies \$300).

- The department will require 12 new labor standards investigators to investigate additional complaints. The total increase in recurring state expenditures for each investigator is estimated to be \$51,546 (salary \$32,900, benefits \$11,186, travel \$3,000, office space \$2,160, telephone \$600, network costs \$1,200, PC replacement fund \$500). One-time expenditures for each position are estimated to be \$5,900 (office landscaping \$3,600, PC \$2,000, supplies \$300). The total amount of recurring state expenditures for such positions is approximately \$618,550 ($\$51,546 \times 12 = \$618,552$). The total amount of one-time state expenditures for such positions is approximately \$70,800. ($\$5,900 \times 12 = \$70,800$).

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "James W. White". The signature is fluid and cursive, with the first name "James" written in a smaller, more compact script than the last name "White".

James W. White, Executive Director

/cce